

**UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF LOUISIANA**

BETTY GARDINER

* **MISC. CASE NO. 17-mc-32**

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VERSUS

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TAKEDA PHARMACEUTICALS

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AMERICA, INC.; TAKEDA

* **JUDGE DOHERTY**

PHARMACEUTICALS U.S.A., f/k/a

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TAKEDA PHARMACEUTICALS

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NORTH AMERICA, INC., and TAKEDA

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PHARMACEUTICAL COMPANY

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LIMITED;

* **MAGISTRATE JUDGE HANNA**

DEFENDANTS

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**REPORT AND RECOMMENDATIONS ON UNOPPOSED MOTION FOR
SETTLEMENT AS TO CLAIMS OF DECEDENT, DONALD GARDINER**

This Court, having reviewed Plaintiffs' Unopposed Motion to Approve Settlement as to Claims of Betty Gardiner (surviving spouse) as Special Administrator and Derivative; and Cindy Fosburg as Derivative Claimant and Takeda Pharmaceutical Company Limited and Takeda Pharmaceuticals U.S.A., Inc. (collectively "Takeda"), the parties having received due notice of and having had the opportunity to be heard, and this Court having considered all submissions made, I recommend to the Court that the Motion be

GRANTED and

The settlement by and between Plaintiffs, Betty Gardiner as Special Administrator and Derivative; and Cindy Fosburg as Derivative Claimants individually and as legal heirs to the Estate of Donald Gardiner deceased, and Takeda, as notice to the Court on March 1, 2017 be

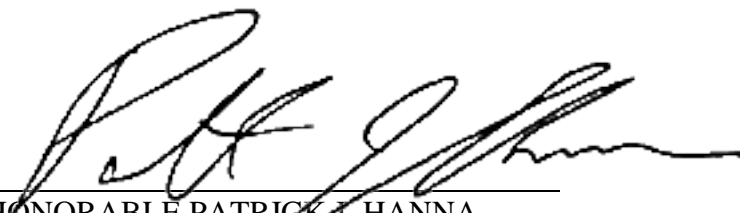
APPROVED.

The Court has jurisdiction of this matter by virtue of the Plaintiffs participating in the Actos MDL Master Settlement Agreement.

ANY PARTY OBJECTING TO THIS RECOMMENDATION SHALL SUBMIT OBJECTIONS, IN WRITING, DIRECTLY TO JUDGE DOHERTY'S CHAMBERS – AND SHALL NOT FILE THE OBJECTION INTO THE RECORD – NO LATER THAN TEN (10) DAYS AFTER ENTRY OF THIS RECOMMENDATION.

If there is no objection within ten (10) days of the entry of this Recommendation, the Recommendation will become an Order.

This is DONE AND SIGNED in Lafayette, Louisiana, this 8th of March, 2017.



HONORABLE PATRICK J. HANNA
UNITED STATES MAGISTRATE JUDGE